

DEPARTMENT OF LIVESTOCK

STATE ADMINISTRATION

Exhibit No. 3

Date 3-28-07

FO BOX 202001

Bill No. 3



BRIAN SCHWEITZER, GOVERNOR

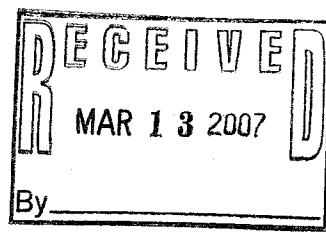
STATE OF MONTANA

BOARD OF LIVESTOCK (406) 444-7323
BRANDS ENFORCEMENT DIVISION (406) 444-2045
ANIMAL HEALTH DIVISION (406) 444-2043
CENTRALIZED SERVICES DIVISION (406) 444-9040
MEAT & POULTRY INSPECTION BUREAU (406) 444-5202
MILK & EGG BUREAU (406) 444-9761

HELENA, MONTANA 59620-2001

Tuesday, March 13, 2007

Abigail J. St. Lawrence
Doney, Crowley, Bloomquist, Payne and Uda,
Attorneys at Law
Diamond Block, Suite 200
44 West 6th Ave
Helena, MT 59624-1185



Dear Ms. St. Lawrence;

Here are the documents that you requested in your March 5th letter:

- 1) Case file for M-66-96, M-67-96, M-68-96 and M-69-96 (I still have not received a copy of the disposition from the citations in Beaverhead County but it appears that bond was forfeited)
- 2) Incident Report dated 1/15/97 Threat of Pat Anderson (talked to Pat for disposition and he sent it out for Officer safety no charges filed)
- 3) Memo dated February 10, 1997 State of Idaho (self-explanatory)
- 4) Letter dated May 1, 1997 request for assistance in tracking cattle due to mortgage (Pat looked into this matter and said they changed lenders)
- 5) Two Warning tickets dated 0/12/98 and 12/19/00 (self-explanatory)

This is our file as it pertains to your request.

Sincerely,

A handwritten signature in black ink, appearing to read "John Q. Grainger".

John Q. Grainger
Brands Enforcement Administrator

MISDEMEANOR CASE REPORT

M-16-96

M-67-96

M-68-96

M-69-96

Investigation Initiated

Date 11-7-96

Date of Offense 9-28-96 9-30-96
9-29-96 10-01-96

County Beverhead

Court Justice

Cty. Atty. Tom Scott

Inspector Owen S. Brown

Notice to Appear Issued *

Date

Bond Taken

Information Filed

Summons Issued

Trial Date

Court & Judge J.P. Jean Huntsman

Sentence

Defendant Mark Patrick Boone
Stan Boone Jr.

(Juvenile)

Address Box 96 Ingomar, MT 59039 Phone 354-6641

Any Prior Offenses

Charged with MCA # 81-3-213 Removing livestock from State

Origin of Violation:

- ☐ Livestock Truck Stop Violation
- ☐ Market Originated Violation
- ☐ Animal Health Violation
- ☒ Other

Evidence

Witness Name

Address

Phone

Rick S. Palmer 4673 N. 2000 E. 208-356-0540
Sugar City, ID 83448

Robert W. Johnson Idaho Falls, ID 208-524-5801

Chuck Edmisten Lima, MT 406-276-3733

Gene Walsh Cameron, MT 406-682-4898

Craig Britten Butte, MT 406-494-2670

Complainant

Name

Address

Phone

DIVISION COPY **NOTICE TO APPEAR AND COMPLAINT** ISSUED BY **M-66-96 MONTANA DEPT. OF LIVESTOCK 540A02307**

☒ STATE OF MONTANA
☐ CITY OF _____ VS. **DEFENDANT NAME** FIRST John MIDDLE _____ LAST Boone

THE DEFENDANT IS HEREBY GIVEN NOTICE TO APPEAR IN

☒ JUSTICE ☐ CITY ☐ YOUTH ☐

COURT OF J.P. Jean-Hurtson DEPT. # _____

COUNTY OF Beaverhead

LOCATED AT City Hall

Lima MONTANA ON OR BEFORE _____

THE _____ DAY OF _____ 19____ TO ANSWER THIS CHARGE

ON THIS _____ DAY OF _____ 19____ THIS COMPLAINT WAS PRESENTED TO ME AND THE OFFICER UNDER OATH SWORE THAT THE CHARGES ARE TRUE.

SIGNATURE OF JUDGE OR NOTARY _____

DEFENDANT NAME FIRST John MIDDLE _____ LAST Boone

STREET Box 96

CITY Ingomar STATE MT ZIP 59039

SEX _____ WT. _____ HT. _____ DATE OF BIRTH _____ MO. _____ DAY _____ YEAR _____

D/L NO. _____ D/L STATE _____ D/L EXP. YEAR _____

HOME PHONE _____ EMPLOYER _____ BUSINESS PHONE _____

THE ABOVE NAMED DEFENDANT IS CHARGED WITH VIOLATING

☒ MONTANA CODE ☐ CITY CODE ☐ COUNTY ORDINANCE

SECTION # 81-3-213

ON THE 25 DAY OF September 1996 AT _____ MILITARY TIME

IN THAT SAID DEFENDANT DID WRONGFULLY have three loads of cattle hauled from Beaverhead County, Montana to Johnson Feedlot at Idaho Falls, ID without first obtaining a brand inspection

NAMELY AT (LOCATION) Alaska Basin (Walsk place)

LOCATION CODE _____

IF CHECKED ☐ PERSONAL APPEARANCE IN COURT REQUIRED.

☐ B A TEST GIVEN
☐ ACCIDENT
☐ RADAR
☐ UNIT NO. _____

BADGE NO. 15507
DIST NO. 7

SIGNATURE OF OFFICER [Signature]

VEHICLE LICENSE NO. _____

LIC. STATE _____ EXPIRED _____ YES _____ NO _____

VEHICLE YEAR _____ VEHICLE COLOR _____

VEHICLE MAKE _____

VEHICLE TYPE
☐ CAR ☐ TRUCK
☐ PICKUP ☐ TRK/TRLR
☐ MOTORCYCLE

UNIFORM VIOLATION CODE _____

DOCKET NUMBER _____

RECEIVED
\$ _____
AS APPEARANCE BOND

DIVISION COPY **NOTICE TO APPEAR AND COMPLAINT** ISSUED BY **M-67-96 MONTANA DEPT. OF LIVESTOCK 540A02308**

☒ STATE OF MONTANA
☐ CITY OF _____ VS. **DEFENDANT NAME** FIRST John MIDDLE _____ LAST Boone

THE DEFENDANT IS HEREBY GIVEN NOTICE TO APPEAR IN

☒ JUSTICE ☐ CITY ☐ YOUTH ☐

COURT OF J.P. Jean-Hurtson DEPT. # _____

COUNTY OF Beaverhead

LOCATED AT City Hall

Lima MONTANA ON OR BEFORE _____

THE _____ DAY OF _____ 19____ TO ANSWER THIS CHARGE

ON THIS _____ DAY OF _____ 19____ THIS COMPLAINT WAS PRESENTED TO ME AND THE OFFICER UNDER OATH SWORE THAT THE CHARGES ARE TRUE.

SIGNATURE OF JUDGE OR NOTARY _____

DEFENDANT NAME FIRST John MIDDLE _____ LAST Boone

STREET Box 96

CITY Ingomar STATE MT ZIP 59039

SEX _____ WT. _____ HT. _____ DATE OF BIRTH _____ MO. _____ DAY _____ YEAR _____

D/L NO. _____ D/L STATE _____ D/L EXP. YEAR _____

HOME PHONE _____ EMPLOYER _____ BUSINESS PHONE _____

THE ABOVE NAMED DEFENDANT IS CHARGED WITH VIOLATING

☒ MONTANA CODE ☐ CITY CODE ☐ COUNTY ORDINANCE

SECTION # 81-3-213

ON THE 29 DAY OF September 1996 AT _____ MILITARY TIME

IN THAT SAID DEFENDANT DID WRONGFULLY have four loads of cattle hauled from Beaverhead County, Montana to Johnson Feedlot at Idaho Falls, ID without first obtaining a brand inspection

NAMELY AT (LOCATION) Alaska Basin (Walsk place)

LOCATION CODE _____

IF CHECKED ☐ PERSONAL APPEARANCE IN COURT REQUIRED.

☐ B A TEST GIVEN
☐ ACCIDENT
☐ RADAR
☐ UNIT NO. _____

BADGE NO. 15507
DIST NO. 7

SIGNATURE OF OFFICER [Signature]

VEHICLE LICENSE NO. _____

LIC. STATE _____ EXPIRED _____ YES _____ NO _____

VEHICLE YEAR _____ VEHICLE COLOR _____

VEHICLE MAKE _____

VEHICLE TYPE
☐ CAR ☐ TRUCK
☐ PICKUP ☐ TRK/TRLR
☐ MOTORCYCLE

UNIFORM VIOLATION CODE _____

DOCKET NUMBER _____

RECEIVED
\$ _____
AS APPEARANCE BOND

MONTANA DEPARTMENT OF LIVESTOCK
OFFENSE/INCIDENT REPORT

CASE # _____

DATE: 11-07-96 CRIME: 81-3-213 Removing Livestock from State

COUNTY: Beaverhead

INSPECTOR: Owen S. Brown

VICTIM: _____ PHONE _____ ADDRESS: _____

WITNESSES NAME

PHONE

ADDRESS

<u>Rick S. Palmer</u>	<u>208-356-0540</u>	<u>4673 N. 2000 E.</u>
<u>Robert W. Johnson</u>	<u>208-524-5801</u>	<u>Sugar City, ID 83448</u>
<u>Chuck Edmisten</u>	<u>406-276-3733</u>	<u>Idaho Falls, ID</u>
		<u>Lincoln, MT</u>

SUSPECTS: Mark Patrick Boone
Stan Boone Jr.

ACTION TAKEN: 10-14-96 it came to my attention that there
may have been ^{some} cattle hauled to Idaho from Alaska
Basin, in Beaverhead County, without being inspected.
Supposedly these cattle belonged to Stan Boone
of Ingomar. These cattle had been on pasture,
on ^{the} Gene Walsh ~~Ingomar~~ ranch east of Lakeside.
10-16-96 I contacted Mrs Gene Walsh - 682-4898 -
she told me that Stan & Mark Boone had shipped
between 900-1000 head of yearlings from Ingomar
in June. The cattle were shipped out to Idaho
at the end of September. She knew nothing
about ~~the~~ why there was not a brand inspector there
when the cattle were being loaded. Mrs Walsh
had Boone's phone # 354-6641

OFFENSE/INCIDENT REPORT (Continued)

PAGE Two INSPECTOR: Owen S. Brown DATE: 11-07-96 CASE: _____

10-17-96 1410 hrs Chuck Edmister called to tell me that Stan Boone shipped 14 loads of yearlings from the Gene Walsh ranch in Alaska Basin to Ward Johnson Fredlot at Idaho Falls. Robert Johnson - Ward Johnson's Son - was at Walsh ranch on 09-28-96 for about an hour while the first track was being loaded.

09-28-96 - 3 loads

09-29-96 - 4 loads

09-30-96 - 4 loads

10-01-96 - 3 loads

Truckers were: Palmer w/ Black Peterbuilt
Boots w/ White Freightliner
McGarry w/ Matco Kenworth
? w/ Bronz Kenworth

36 head were hauled on horse trailers when Chuck showed up he asked where the brand inspector was he was told they didn't need an inspector & didn't even want Chuck looking @ cattle

10-19-96 0830 hrs I phoned Mark Boone at 354-6641 Mark said that they had shipped approx. 950 yearlings from Rosebud County to Gene Walsh place this spring, he could not remember who inspected the cattle to come to Beaverhead County. Mark told me he did not know who inspected the cattle to leave MT to go to ID. He also claimed he didn't know who hauled the 14 loads of cattle to Ward Johnson Edlt in Idaho Falls. Mark claimed he was not involved with the shipping of the

OFFENSE/INCIDENT REPORT (Continued)

PAGE Three INSPECTOR: Owen S. Brown DATE: 11-07-96 CASE:

cattle to Idaho, he also said that he was not around when cattle were shipped out.

10-23-96 1140 hrs Met with Chuck Edmisten (Cowboy for Alaska Basin Grazing Assoc.) & Jim Stoddard (Idaho Brand inspector). Jim & I decided that I would meet Jim on 11-01-96 to work these cattle at Johnson's Feedlot. Jim told me that Ward was sending 81 head of these cattle to Butte tomorrow for the sale on Friday 10-25-96 Health #82-26515 Mt Import #E-102-101-81 46 Hrs & 35 Strs

10-28-96 I met with ~~Mr~~ Mr & Mrs Gene Walsh at their corrals East of the Red Rock Refuge in Alaska Basin. They told me that Mark Bone was at the Ranch when the cattle were being shipped to Idaho, and did help with the shipping, and did know that there was not a brand inspector inspecting the cattle, and that the cattle were in Montana and going to Idaho. I asked ~~why~~ Gene why he did not inform me or another brand inspector about not having an inspection to leave the state. He said he figured that seeing as how Chuck Edmisten was there looking at the cattle (looking out for locals interests) he would not say anything because they were not his cattle. Chuck did not see all of the cattle on all

OFFENSE/INCIDENT REPORT (Continued)

PAGE Four INSPECTOR: Owen S. Brown DATE: 11-07-96 CASE: _____

four days. Gene said he would be willing to give a statement as to the events as he knows them and to who was there while the cattle were being loaded. I inspected 7 yrks ~~to go to Butte, of 2 yr, Stan~~ belonging to Mark or Stan Boone to go to Butte to sell in Boone's name.

10-29-96 I recieved a copy of a Grazing Permit ^{from Marc Bridges} issued to Stan Boone on 06-10-96 for 1000 head of mixed yearlings to go from Rosebud County to Madison County

11-05-96 I contacted Ward Johnson - 208-524-5801 - he told me that they (Ward & Robert Johnson) had bought these yearlings from Craig Britten - Britten livestock. Ward did not give it any thought as to getting a brand inspection and did not pay any attention as to where the Idaho-Montana border was. Ward told me that ~~he~~ he would have the steers in tomorrow and will have the heifers in on Thursday. If we are at the feedlot by 0930 hrs on Thursday we will have time to look at the steers before the heifers are in. I contacted Boone Jones (LS 510) to go to Idaho with me to help work these cattle. Jones will meet me in Dillon tomorrow.

11-06-96 1200 hrs Met Jones & we went to Idaho Falls

11-07-96 0950 hrs Jones & I went to Johnson Feedlot & met Jim Stoddard we worked 298 steers, 576 hrs, 874 total

OFFENSE/INCIDENT REPORT (Continued)

PAGE Five INSPECTOR: Owen S. Brown DATE: 11-07-96 CASE: _____

Kirk Miller - Senior Investigator with USDA, APHIS, RE Boise, ID was also with us checking on the sprayed heifers because Boone's did not get a health certificate to take cattle to Idaho. When we were finished inspecting the cattle Robert Johnson filled out a voluntary statement form. Johnson's also made photo copies of the checks showing they had ~~payed~~ paid Britten Livestock for the cattle. We were also given photo copies of Idaho Brand inspections showing a total of 879 head. Johnson told us 5 of the cattle had died.

1630 hrs Jones^a I met with Rick Palmer. Palmer was the trucker that lined up the trucks to haul these cattle to Johnson Feedlot he told us that he was aware that there should have been a brand inspection on these cattle^a he asked about an inspection^a was told that he didn't need to worry about it the cattle would be looked at in Idaho.

Owen S. Brown
LS507

11-08-96 0800 hrs Jones^a I came back to Dillon
1200 hrs in Dillon^a Jones went home.

[Signature]
LS507

OFFENSE/INCIDENT REPORT (Continued)

PAGE Six INSPECTOR: Owen S. Brown DATE: 11-13-96 CASE: _____

11-12-96 Talked with LS502 - Rob Tierney - about what I had found in Idaho. Tierney told me that Craig Britten wanted to talk to me about what was going on with this, what I was going to do^a wanted to make sure I talked to him before writing any tickets.

11-20-96 1530 hrs I contacted Britten regarding these cattle. Britten told me that these were Boone's cattle, he was only the agent for Boone, Britten bought cattle for, and sold cattle for Boone; that is why the checks from Johnson's were made to Britten instead of Boone. Britten then paid Boone. Britten said that he believes Boone is responsible for getting an inspection done before the cattle left the state. Britten does not think that there was any attempt to defraud - "after all inspections are more expensive in ID ~~than~~ than it is in MT".

Craig Britten said that he would like to know what I decide to do (regarding fines). IF I let him know what I am going to do, he will contact Boone^a tell him how much he (Boone) owes the Dept Department of Livestock for a fine^a Britten will make it right. That way we can be done with this matter."

Owen S. Brown
LS507

This permit may be issued only by
Montana State Stock Inspectors
under the provisions of Section
46-801.2 R.C.M., 1947

TRANSPORTATION PERMIT FOR GRAZING PURPOSES WITHIN MONTANA ONLY

6616

Owner Stan Boone
Rosebud
County of Origin
Boone Ranch
Section _____ Township _____

Address Ingomar, MT

Britton Trucks
Vehicle License Number
06-10-96
Date
Madison
County of Destination
Gene Walsh Ranch
Section _____ Township _____

SUBJECT TO INSPECTION

MULES	GELDINGS	MARES	STUDS	COLTS	CALVES	BRAND	LOCATION OF BRAND	DESCRIPTION	BREEDS
STEERS	COWS	YR. HFRS.	BULLS	STEERS	HFRS.				
1080 Mixed Yr/s.							lr		Mixed Breed.
TO BE USED FOR GRAZING PURPOSES ONLY THIS PERMIT ONLY GOOD FOR 6 MONTHS FROM THE ABOVE DATE									
								AUG 21 PAID	

I, WMB hereby certify the above descriptions of land and livestock are correct and applicant is the rightful owner or has the rightful possession thereof that there is no livestock other than described above moved under this permit.

Fee \$10.00

Total Number 1080

Frank LaBree
State Stock Inspector

*First copy shall accompany carrier when transporting the above livestock, second and third copies shall be filed by the inspector with the Department of Livestock, Brands-Enforcement Division at Helena, Montana (within 5 days), fourth copy shall be retained by the inspector.

THIS IS NOT A BRAND INSPECTION — DO NOT DIVERT OR GO ANYWHERE EXCEPT TO THE DESTINATION OR POINT OF ORIGIN WITHIN MONTANA AS NAMED ABOVE.

BE #8 STATE PUBLISHING CO., HELENA, MONT.

I hereby certify that this is a photocopy of the original document on file at the Montana Department of Livestock, Brands Enforcement Division, Helena, MT 59620.

Mark Betager 10/25/96
Date

BRANDS & RECORDS BUREAU
DEPARTMENT OF LIVESTOCK
BRANDS ENFORCEMENT DIVISION
HELENA, MT 59620



United States
Department of
Agriculture

Animal and
Plant Health
Inspection Service

Regulatory Enforcement
7261 Franklin Rd.
Boise, Idaho 83709

Interview with Rick Palmer

11/6/96

ID97001-ST

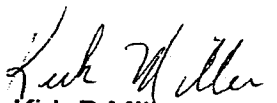
Rick Palmer
1260 W 2000 N
Sugar City, Id

208-351 1370
208-356 0540

I contacted Rick Palmer at his home and office in Sugar City, Id. We discussed the movement of the Ward Johnson cattle from Montana. Rick said about 50 to 60 % of his hauling work is from Ward and Robert Johnson. Ward Johnson contacted Rick and made arrangements for the trucks to haul the cattle.

Palmer stated that he contacted several other livestock trucking companies around the valley to assist him, including Skaar, Mc Garry and Aaron Boots. Palmer stated that they hauled cattle for about 4 days. Rick knew he was in Montana about 5 to 7 miles when they loaded the cattle. He saw the sign when he crossed the border on the Red Rock Rd. Rick watched the cattle coming down the hill into the corals where he loaded. Johnson told him the brand was registered in both states and no paper work was needed. It would be taken care of in Idaho.

Palmer has not billed Johnson yet.


Kirk B Miller
Sr. Investigator
USDA, APHIS, RE
Boise, Idaho

VOLUNTARY STATEMENT

DATE November 7 1996 PLACE Johnson Feedlot
Time Statement Started 4:00 A.M. P.M.
I, the undersigned, Robert W Johnson, of Idaho Falls ID
being 36 years of age, born at Harvey Ill
on 10-2-60, do hereby make the

following statement to Owen Brown, he having first

identified himself as a District Livestock Inspector, knowing that I may have an attorney in my behalf present and that I do not have to make any statement nor incriminate myself in any manner. I make this statement voluntarily, of my own free will, knowing that such statement could later be used against me in any court of law, and I declare that this statement is made without any threat, coercion, offer of benefit, favor or offer of favor, leniency or offer of leniency by any person or persons whomsoever.

I Robert Johnson recieved approximately 900 mix Stan Boone
Stvs & Heif from Britton Livestock on Oct 2, 1996 & Oct 23, 1996.

The cattle were loaded at Gene Walsh's ranch in the Centennial. The
cattle were purchased to be weighed and sorted off truck in Idaho Falls.
I personally showed Rick Palmer & the other truckers on Sep 28th where
Gene Walsh's corrals were located. While @ Walsh's corrals a man was
looking @ the cattle like a brand inspector would. I asked if he was a
brand inspector, the answer was no. I asked Boone who would inspect
the cattle and he was under the assumption a Idaho brand inspector
could look @ them. off truck. After looking @ the first truck load
I told Rick Palmer there was no inspector so he needed a trip permit
from Boone & I told Rick the cattle would be inspected in Idaho Falls.
I left after the first truck was loaded.

Mark Boone followed the trucks to Idaho Falls & gave me a bill of
sale. Mark told me the brand is registered in Idaho & Montana.
I called Mel Lewis "Idaho Brand Inspector" after my arrival & the cattle
were inspected by Mel. I Told Mel Lewis the cattle were loaded approximately
13 miles west of Henrys Lake. At this time I didnt know if the cattle
were loaded in Idaho or Montana. I recieved the cattle on Sep 28, 29, 30 & Oct 1
ON Oct 2 Britton & Boone came to Idaho Falls I paid
having Mel hook each day Britton Livestock for the cattle & Deducted \$2.00 per Hd for Bran Ins.

I have read this statement consisting of 1 page(s) and the facts contained therein are true and correct.

WITNESSES:

Owen Brown

Robert W Johnson
Signature of Person giving
voluntary statement

Page 1 of 1 Pages

TIME STATEMENT FINISHED 4:21 A.M. P.M.

DATE 11-7-96

ROBERT W. JOHNSON 'VESTOCK

FARM & LIVESTOCK ACC

317 Springwood Lane

IDAHO FALLS, IDAHO 83404

823-6507 or 824-5801

IDAHO FALLS, IDAHO

10-2

10 96

Button fiscal

Seven Thousand Five Hundred Forty Two

Wt 95.96 2975 to 216.755 # @ Wse Len 574.00 band

less 33000.00 per unit

ROBERT W. JOHNSON
THE BANK OF COMMERCE
IDAHO FALLS, IDAHO

[Signature]

⑆ 24 004 17⑆ 11 0111270 5⑆

ROBERT W. JOHNSON LIVESTOCK

FARM & LIVESTOCK ACCOUNT

317 Springwood Lane

IDAHO FALLS, IDAHO 83404

823-8687 or 824-6881

IDAHO FALLS, IDAHO

10-23

96

PAY TO THE ORDER OF

Robert W. Johnson

Fifty Four Hundred Thirty One 78

Winter 95-96 Service 2 St 1,450# \$80.00

Reeve 1/4 of Brandford 14 Hcf 2,940#

ROBERT W. JOHNSON
THE BANK OF COMMERCE
IDAHO FALLS, IDAHO

[Signature]

1241004171 11 0111270 51

10-2

96

5801

Drutton livestock

232,855³²

Two Hundred & Thirty Two Thousand Eight Hundred Fifty Five³²
562 Heif J. Lane

J. Ward Th
By B. H. W.

10-2

96

5801

Drutton livestock

232,855³²

Two Hundred & Thirty Two Thousand Eight Hundred Fifty Five³²
562 Heif J. Lane

J. Ward Th
By B. H. W.

Rev. (1993)



RETAIN FOR PROOF OF OWNERSHIP

STATE OF IDAHO

LIVESTOCK BRAND INSPECTION

Owner/Seller: Stan Boone
Buyer: Ward Johnson
New Owner: Ward Johnson
Carrier: _____

Address: Idaho Falls
Address: Idaho Falls
Destination: Idaho Falls
Date: Nov 6 36

TEERS	COWS	HEIFERS	CALVES		BULLS	HORSES	BRAND	LOCATION	COLOR OR BREED
			S	H					
3		17					Σ	h	mix

VALIDATION OF BRAND CERTIFICATE:
TRANSIT AUTHORITY FOR OUT OF STATE MOVE-
MENT OF LIVESTOCK SHOWN AND DESCRIBED ON
THIS BRAND INSPECTION CERTIFICATE SHALL BE
AUTOMATICALLY CANCELLED AND VOID 24
HOURS AFTER TIME OF ISSUANCE.
BLUE COPY OF THIS CERTIFICATE MUST BE RE-
TAINED FOR PROOF OF OWNERSHIP.
THIS CERTIFICATE VOID IF ALTERED.

FEES COLLECTED:
INSPECTION 1.50
BEEF COUNCIL 20
DISEASE CONTROL 4.00
PREDATOR CONTROL 1.00
HORSE BOARD 2.00
TOTAL 28.50

PURCHASER, OWNER OR SHIPPER

BLS
attn

TOTAL NO. OF HEAD: 20

(DRIVER)

Brand Inspector

[Signature]

300 S } Total.
579 h }

562
17
579
576
(3)

576

352
14
366
3
369
210
579

3 Steers Died
2 HFRs Died

300
3
297
296
7
41
(3)

11-07

96

STATE OF MONTANA

Mark Patrick Boone

Beverhead Livestock Auction - Dillon
Western & Wood

Boysenbend Livestock Auction
Inventory of place between Fair
in Idaho Falls, ID

**Department of Livestock
BRANDS ENFORCEMENT DIVISION**

**BRANDS ENFORCEMENT DIVISION
MARKET INSPECTION
REPORT AND TALLY**

MARKET INSPECTION REPORT AND TALLY

SHIPPER Stan Boone, AI,
SHIPPED Beaverhead County, Montana
FROM 4 9

SHIPPED
FROM

Deerhead County, Montana

NO. HEAD

874

FEE

7305

HORSES ☐

CATTLE ☒

NO. HEAD

MILES STEEPS	GELDINGS COWS	MARES HEIFERS	STUDS BULLS	COULTS CALVES	BRANDS	TAG NO.	OWNER	ADDRESS	DISPOSITION OF PROCEEDS
297		575			≡	LR	Murk Brick Bone	Box 26	
1		1			No Brand		St. Stan Bone, Jr.	Ingomar, MT 59030	
<p>Mark St Stan, the following charges are what you owe to the Montana Department of Livestock for the inventory inspection at the Ward Johnson Feedlot at Idaho Falls, Idaho after shipping your cattle from Beaverhead County, Montana</p> <p>Mileage \$ 90 <u>00</u> 300 miles @ .30¢/mile</p> <p>Meals \$ 47 <u>00</u> for 2 inspectors for one day</p> <p>Lodging \$ 100 <u>00</u> for 2 inspectors for one night</p> <p>inspection \$ 305 <u>90</u> for inspecting 874 head of cattle</p> <p>Total \$ 542 <u>90</u> Make check payable to: MT Dept. of Livestock</p> <p>Immediate payment required</p> <p>M. J. Johnson</p>									



Montana Department of Livestock
Offense/Incident Report

Investigating Officer: Pat Anderson
Directed To: Owen Brown
Regarding: Stan Boone
Date: 1/15/97

1/13/97 At about noon today, I served the four NTAs that you had written to Mr. Stan Boone relative to the movement of his cattle from Beaverhead county to Idaho without brand inspections.

Mr. Boone became extremely upset, yelling at me and asking who was "going to feed my fucking cows", as it was going to take him three days to go to Lima to answer to the charges. In trying to calm him down, I told him I didn't know all the details involved, and that I was just there to serve the tickets for the officer who had written them. Mr. Boone then stated that he would "kill the messenger".

I did not pick up an appearance bond on any of the tickets, and wrote an appearance date of 2/3/97.

Mr. Boone had calmed down somewhat before I left, stating that he had already put out five hundred dollars on this deal, and that Craig Britton had told him that would be the end of it.

Mr. Boone was still concerned about having to leave his ranch to appear before the judge, I advised him that I was not going to change the appearance date, but that he could possibly call the judge and make other arrangements.

Enclosed are the remaining copies of the NTAs. I sent the goldenrod copies to Cheri at the Helena office.

cc.

Owen Brown

Marc Bridges

Curt Seward - Rbd. Co. Sheriff



STATE OF IDAHO

DEPARTMENT OF AGRICULTURE DIVISION OF ANIMAL INDUSTRIES

PHILIP E. BATT
Governor
PATRICK A. TAKASUGI
Director

2270 Old Penitentiary Rd.
P.O. Box 7249
Boise, Idaho 83707
(208)332-8540

February 10, 1997

TO: Stan Boone
P.O. Box 96
Ingomar, MT 59039

FROM: Bob Hillman, D.V.M. *BH*
Administrator
Division of Animal Industries

SUBJECT: Violation of Idaho Livestock Import Laws & Rules

I am in receipt of an investigation report from Mr. Kirk Miller, Senior Investigator with the USDA, APHIS, RE, which clearly shows you were one of the parties responsible for moving cattle (859 steers and heifers) into Idaho without a Certificate of Veterinary Inspection or a permit to do so.

Idaho Statute clearly states as follows:

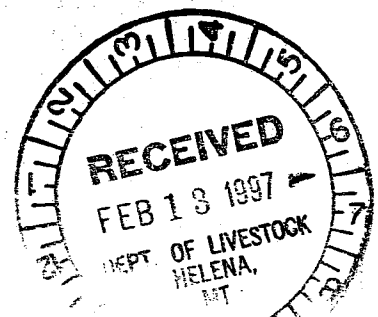
Idaho Code 25-221: Importation of livestock and other animals.
(see attached)

Idaho Code 25-219: Punishment for violation of rules and regulations. (see attached)

As you, with your many years of experience with livestock should know, the animal import laws & rules are in place to protect Idaho livestock and you!

Since these animals were inspected in a reasonable amount of time after their arrival in Idaho with no apparent serious health problems, by your Veterinarian, Dr. Nield; we are going to close this case with this warning letter. However, should you be involved in any other violations of State animal health laws, you will be subject to the extent of the law.

Cc: Veterinary Services
Kirk Miller



Compiler's notes. The words "this act" refer to §§ 25-217 — 25-219.
Section 113 of S.L. 1974, ch. 18 is compiled as § 25-215.

Collateral References. 4 Am. Jur. 2d, Animals, § 33.
3A C.J.S., Animals, § 73.

25-219. Punishment for violation of rules and regulations. — Any person, firm or corporation violating any of the provisions of this chapter or any of the rules and regulations made and in force and effect by the department of agriculture or division of animal industries of the state of Idaho, shall be guilty of a misdemeanor, and upon conviction shall be subject to a fine of not less than one hundred dollars (\$100) nor more than five thousand dollars (\$5,000) for each offense, or by imprisonment in the county jail not exceeding six (6) months. [1921, ch. 35, § 3, p. 45; I.C.A., § 24-219; am. 1974, ch. 18, § 115, p. 364; am. 1982, ch. 21, § 1, p. 25.]

Compiler's notes. Section 2 of S.L. 1982, ch. 21 is compiled as § 25-221.

Section 4 of S.L. 1921, ch. 35 declared an emergency. Approved February 24, 1921.

Liability in Damages.

Where father gave daughter seven pigs which were not segregated from his or turned over to her until the day she sold them at a

sales yard after she hauled them there in father's truck, with his knowledge, both would be liable in damages to the buyer where pigs were diseased and they both knew it, or should reasonably have known. Daniels v. Campanello, 75 Idaho 475, 274 P.2d 998 (1954).

Collateral References. 3A C.J.S., Animals, §§ 77-90.

25-220. Importation of cattle — Dairy or breeding animals. [Repealed.]

Compiler's notes. This section, which comprised 1919, ch. 35, § 15, p. 126; C.S., § 1857; I.C.A., § 24-220, was repealed by S.L. 1963, ch. 131, § 1, p. 383.

25-221. Livestock. — It shall be unlawful for any person, firm or corporation or its agents or employees to bring or cause to be brought in any manner whatsoever into this state livestock unless they are accompanied by a health certificate showing the livestock to be free from contagious, infectious or communicable diseases or exposure thereto, the certificate to be rendered in such form and manner as may be provided in the rules and regulations of the division. It shall further be unlawful to alter, change or modify an issued official health certificate. For the purposes of this chapter, the term "livestock" is defined as cattle, swine, horses, mules or asses. [1919, ch. 35, § 16, p. 126; C.S., § 1858; I.C.A., § 24-221; am. 1974, ch. 18, § 116, p. 364; am. 1982, ch. 21, § 2, p. 25.]

Compiler's notes. Section 115 of S.L. 1974, ch. 18 is compiled as § 25-219.

Section 1 of S.L. 1982, ch. 21 is compiled as § 25-219.

25-221A. Diversion of livestock. — It shall be unlawful to divert livestock from destinations consigned on a health certificate without notifying the bureau of animal health of the department of agriculture within seventy-two (72) hours following the diversion. When livestock are found not to be in compliance with the provisions of this chapter, the department of agriculture may order such livestock to be slaughtered, removed from the

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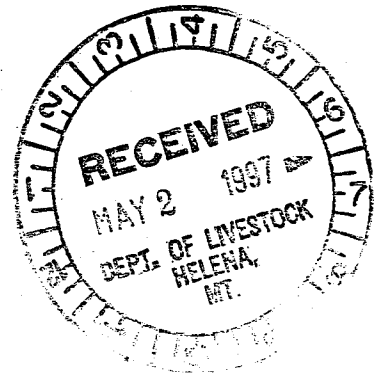
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First Interstate Bank
of Commerce
Miles City Office
1115 Main Street
P.O. Box 1237
Miles City, MT 59301
406 232-5590



May 1, 1997

Mark Bridges
State of Montana
Department of Livestock
Marks and Brands Division
P.O. Box 202001
Helena, MT 59620-2001

Re: P. F. Patterson

RE: Stan Boone d/b/a Boone Land and Livestock

Dear Mr. Bridges:

This letter is to request your assistance and cooperation in tracking mortgagee's cattle that have been moved from the Boone Ranch in Rosebud County. I have reason to believe that the borrower has shipped cattle from the ranch without proper brand inspections, and that they were subsequently sold out of trust with provisions of his loan documents. Cattle branded and mortgaged to First Interstate Bank include those with the ♀ brand on the left shoulder. To date, the borrower has been uncooperative in allowing access to livestock inspections.

For your information and a brief review, Mr. Boone, acting through his sons Mark and John, borrowed money for the purchase of 200 stock cows. According to your records, there were 787 bred or cow/calf pairs delivered to the ranch from March of 1994 through May of 1994, of which 200 were to have been branded with the ♀ brand. However, since that time, the Bank has received very little proceeds from the calf crop or the sale of cows. I did find that 64 head of cattle were sold between the months of October of 1994 and December of 1994 through the Montana Livestock Auction in Butte. This was discovered by brand records and the Bank has yet to receive the proceeds from these cattle, even after confronting the owner, Craig Britton, about the situation. Unfortunately, the situation occurred again, but later, the Auction Market included the Bank's name.

The Bank and borrower finally reached a workout agreement on April 4, 1996. The borrower made a significant reduction in the indebtedness, apparently from other sources, under the provisions of this stipulation, however, final payments under the stipulation are currently in default. The Bank has scheduled with the district court an Order To Show Cause hearing on May 15, 1997.

Department of Livestock
05/01/97
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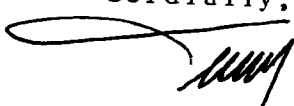
During the past three years, there have been many inconsistencies with his actions regarding the shipment of cattle and with his corresponding relationship with Craig Britton of Butte. A further example of these inconsistencies was recently revealed by your own department's report of 1,000 yearlings which were shipped last year from the ranch to Western Montana and subsequently to the state of Idaho, virtually without any inspection for brands or health. The reluctance of Mr. Boone and Mr. Britton to follow provisions under state law are certainly questionable at best.

I realize that without a livestock inspection, the acquisitions of cattle missing remain speculative, however, I'm told that there is probably less than 200 head of cattle on the ranch, including cows and calves, and this is a far-reach from the 700 head level of earlier. I also have received the brand inspections from that area and have determined that very few cows have been brand-inspected off of the ranch with the ♀ brand. In questioning this matter with Mr. Boone's attorney, Milt Datsopoulos, he responded and told me that Mr. Boone stated there was a large loss and that the cattle had died. If this is the case, an on-site inspection would help provide proof of such loss. I am very concerned that the cattle did not die and that they were in fact moved without anyone's knowledge and with Mr. Britton's help.

I would appreciate any help that you could provide in this case. You can contact me at (406) 232-5590 or by fax at (406) 232-7613.

Thank you.

Cordially,



Terry Wagner
President
First Interstate Bank of Commerce

TW/ds



Name Stan Boone

Address Box 96, Teton, MT 59039

Birth Date 11/11/50 Eyes Blue Height 5'10" Sex M Weight 180 Occupation Farmer

Driver's License Number 59039

VEHICLE

Color	Year	Make	Body Style	License Number & State

VIOLATION

No County Line Inspection	No Dealers License	
No Market Consignment Permit	Removing Livestock from Market	
No Change of Ownership Inspection	No County Line Grazing Permit	
No Import Permit	No Import Inspection	
No Health Permit	No Health Certificate	

Explanation 20 Steers to ABC Mkt

Without Permit - Rpt 3/12 10/19/00

This Warning has been issued for a Violation of the Montana Livestock Law. Your future compliance with the State Law is Earnestly Requested.

County Issued Rosebud

Inspector Pat Anderson

Badge No. 508

11-10-98

Date 1-12-98

WARNING

Name Stan Boone

Address Box 96, Teton, MT 59039

Birth Date	Hair	Eyes	Height	Sex	Weight	Occupation

Driver's License Number 59039

VEHICLE

Color	Year	Make	Body Style	License Number & State

VIOLATION

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